

City of Killeen
Regular City Council Meeting
Killeen City Hall
May 12, 2015 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Council members Terry Clark, Juan Rivera, Wayne Gilmore, Steve Harris, Jonathan Okray, and Jose Segarra

Absent: Mayor Pro-Tem Elizabeth Blackstone

Also attending were City Manager Glenn Morrison, Deputy City Attorney Traci Briggs, City Secretary Dianna Barker, and Sergeant-at-Arms McDaniel.

Dr. Campbell gave the invocation, and Councilmember Gilmore led everyone in the pledge of allegiance.

Approval of Agenda

Motion was made by Councilmember Gilmore to approve the agenda as written. Motion seconded by Councilmember Rivera. The motion carried unanimously.

Minutes

Motion was made by Councilmember Gilmore to approve the minutes of the April 28th Regular City Council Meeting. Motion was seconded by Councilmember Okray. Motion carried unanimously.

Resolutions

RS-15-011 Consider a memorandum/resolution approving the use of Killeen Arts Commission funding for the 240th Army Birthday Celebration in Downtown Killeen.

Staff comments: Hilary Shine

Staff recommends that City Council approve the use of \$10,000 from account #214-0000-531.55-43 to host the Army Birthday Celebration June 13, 2015, which will promote the arts, celebrate Fort Hood and the Army and encourage Downtown revitalization.

Motion was made by Councilmember Rivera to approve RS-011. Motion was seconded by Councilmember Segarra. Motion carried unanimously.

RS-15-012 Consider a memorandum/resolution authorizing the award of Bid No. 15-14 for street materials, rock, and top soil.

Staff comments: Scott Osburn

City staff recommends that the City Council award purchase contracts to APAC Wheeler and Lonestar Grading for the purchase of various street materials, rock, and top soil; authorize the City Manager to enter into a contract with the same, including the proposed extensions described; and finally, authorize the City Manager to execute any and all change orders in the amounts established by state and local law.

Motion was made by Councilmember Gilmore to approve RS-012. Motion was seconded by Councilmember Clark. Motion carried unanimously.

RS-15-013 Consider a memorandum/resolution confirming the City Manager's annual evaluation and pay increase.

Staff comments: Mayor Cospers

Recommend City Council confirms the 2% increase to the City Manager's annual salary.

Motion was made by Councilmember Rivera to approve RS-013. Motion was seconded by Councilmember Segarra. Motion expired. No vote called for.

Motion was made by Councilmember Okray to consider the evaluation and pay increase separately. Motion was made by Councilmember Clark. Motion carried unanimously.

Motion was made by Councilmember Okray to approve the evaluation of the city manager. Motion was seconded by Councilmember Harris. Motion carried unanimously.

Motion was made by Councilmember Gilmore to approve a 2% pay increase for the city manager. Motion was seconded by Councilmember Segarra. Motion carried 4 to 2 with Councilmember Okray and Councilmember Harris opposing.

Public Hearings

PH-15-019 HOLD a public hearing and consider an ordinance requested by Eddie W. Levell and Gracie E. Levell (Case #Z15-08) to rezone 1.625 acres from "R-1" (Single-Family Residential District) to "B-5" (Business District), being part of the G.W. Farris Survey, Abstract No. 306. The property is located adjacent to, and north of, Tabernacle of Praise Replat and west of Extreme Addition, Killeen, Texas.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM R-1 (SINGLE-FAMILY RESIDENTIAL DISTRICT) TO B-5 (BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

Staff notified nine (9) surrounding property owners within the 200 foot notification area. Two (2) responses were received for approval of the rezoning request from William D. Morris who owns 2 properties just to the east of the subject property. One (1) response was received in opposition to the rezoning request from Sandra Cloud who owns 4900 Trimmier Rd. After hearing comments from the realtor and agent regarding the intended use of the subject property, the Planning and Zoning Commission recommended approval of "B-5" (Business District) by a vote of 5 to 1.

Mayor Cospers opened the public hearing.

Michelle Lee, 2901 E. Stan Schlueter Loop – was present to answer questions regarding rezoning.

David Barr, David Barr Properties, 3800 Trimmier – explained the reasons for the client purchasing property.

With no one else appearing the public hearing was closed.

Motion was made by Councilmember Gilmore to approve PH-019. Motion was seconded by Councilmember Okray. Motion carried unanimously.

PH-15-020 HOLD a public hearing and consider an ordinance requested by FAI Killeen Partners, Ltd. (Case #Z15-06) to rezone approximately 63.20 acres from "M-1" (Manufacturing District) to "B-5" (Business District), being out of the the James C. McKee Survey, Abstract No. 992 and out of the Robert Cunningham Survey, Abstract No. 158. The property is located north of the intersection of Stan Schlueter Loop (FM 3470) and Martin Luther King Jr. Boulevard (FM 2410), Killeen, Texas.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM M-1 (MANUFACTURING DISTRICT) TO B-5 (BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

Staff notified 13 surrounding property owners within the 200' notification area. Staff has received one response of support from Robert Fogle, the owner of 5101 Martin Luther King Jr. Boulevard, Killeen, Texas. The Planning and Zoning Commission recommended approval of "B-5" (Business District) by a vote of 6 to 0.

Mayor Cosper opened the public hearing.

Gary Davis, 2700 Barton Creek Blvd, Austin TX – gave a brief description of the project. With no one else appearing the public hearing was closed.

Motion was made by Councilmember Clark to approve PH-020. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Councilmember Okray, seconded by Councilmember Gilmore, and unanimously approved, the meeting was adjourned at 5:29 p.m.

Scott Cosper, Mayor

Dianna Barker, City Secretary